

The Honorable Robert S. Lasnik

IN THE UNITED STATES DISTRICT COURT  
FOR THE EASTERN DISTRICT OF WASHINGTON  
AT SEATTLE

UNITED STATES OF AMERICA,

Plaintiff,

v.

LUCRETIA JAMES,

Defendant.

2:08-cr-00244-RLS-3

PROPOSED ORDER GRANTING  
CBC'S MOTION TO  
INTERVENE AND TO UNSEAL  
CRIMINAL SENTENCING  
RECORDS FOR LUCRETIA  
JAMES

Note on Motion Calendar: October  
2, 2009

This matter came on regularly for hearing upon the motion of the Canadian Broadcasting Corporation's ("CBC") Motion to Intervene and to Unseal the Sentencing Records for Lucretia James, Cause No. 2:08-cr-00244-RLS-3.

The Court has heard the parties' arguments and reviewed the party's briefing and the records on file. The Court hereby finds as follows:

1. The CBC has a right to seek access to pretrial criminal proceedings and judicial documents pursuant to the First Amendment, and

2. The United States Attorney has not met its burden of justifying the documents it filed under seal for of the file for Cause No. 2:08-cr-00244-RLS-3.

[PROPOSED] ORDER GRANTING  
THE CBC'S MOTION TO INTERVENE AND TO UNSEAL  
THE CRIMINAL FILE FOR LUCRETIA JAMES  
Cause No. 2:08-cr-00244-RLS-3— 1

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1 The Court hereby orders as follows:

2 1. The CBC's motion to intervene for the limited purpose of challenging the  
3 sealing of this case is GRANTED.

4 2. The CBC's motion to unseal the plea agreement and the sentencing  
5 memorandum filed by the United States Attorney is GRANTED. The plea agreement and  
6 sentencing report (Docket #s 20 and 30), shall be unsealed and made available to the CBC  
7 within 24 hours.

8 IT IS SO ORDERED.

9  
10 DONE IN OPEN COURT this \_\_\_\_\_ day of September, 2009.

11  
12 \_\_\_\_\_  
The Honorable Robert S. Lasnik

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14 Presented by:

15 Davis Wright Tremaine LLP  
Attorneys for the Canadian Broadcasting Corporation

16  
17 By 

18 \_\_\_\_\_  
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